

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 25, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 18, 2006. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **SPECIAL PRESENTATIONS:**
 - A. One-time cash awards, in the amount of \$750 each, for Bob Bourke and Mike Lee, employees in the Property Management Department, due to exceptional circumstances.

 - B. Region V Annual Report - Dave Merrill, Executive Director, and C. J. Johnson, Program Administrator for the Region V Mental Health, Alcoholism and Drug Abuse Program

 - C. A resolution in the matter of declaring the week of April 24 through April 28, 2006 as Lancaster County Crime Victims' Rights Week (R-06-0039)

- 3) **CLAIMS:** Approval of all claims processed through Tuesday, April 25, 2006.

- 4) **PUBLIC HEARINGS:**
 - A. Continuation of a public hearing regarding an application for Corporate Manager for Candi Ryan and a new application for a Class C (Spirits, Wine, Beer On & Off Sale) liquor license for Ron's Pub, Inc. d/b/a Ron's Place located at 13940 East "O" Street, in Lancaster County, Nebraska. (See New Business Item 6A for correlating documentation.)

<p style="text-align:center">THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.</p>

4) **PUBLIC HEARINGS CONTINUED:**

- B. County Special Permit No. 06016, requested by James and Wendy O'Brien, for authority to locate and live in a mobile home while building a permanent residence, pursuant to Article 13.001(20) of the Lancaster County Zoning Resolution, on property generally located at Southwest 119th Street and West Midway Road, Lancaster County, Nebraska. (See New Business Item 6B for correlating documentation.)
- C. County Special Permit No. 06009, Chambers Estates Community Unit Plan, requested by Engineering Design Consultants on behalf of Jim and Phyllis Chambers, for authority to develop sixteen residential acreages on property located northeast of the intersection of South 54th Street and Wittstruck Road, Lancaster County, Nebraska. (See New Business Item 6C for correlating documentation.)

5) **OLD BUSINESS:**

- A. A resolution in the matter of County Final Plat No. 05094: Wyndam Place 2nd Addition, consisting of two lots and one outlot on property generally located at North 176th and Holdrege Streets, and more specifically Knotting Drive and North 179th Street, Lancaster County, Nebraska. (R-05-0152) (Removed from Pending on April 11, 2006.)
- B. A subdivision agreement with Bernie and Connie Heier, for County Final Plat No. 05094, Wyndam Place 2nd Addition, on property generally located at North 176th and Holdrege Streets, more specifically Knotting Drive and North 179th Street, Lancaster County, Nebraska. (C-05-0575) (Removed from Pending on April 11, 2006.)

6) **NEW BUSINESS:**

- A. A resolution in the matter of an application for Corporate Manager for Candi Ryan and an application for a Class C (Spirits, Wine, Beer On and Off Sale) liquor license for Ron's Pub, Inc. d/b/a Ron's Place located at 13940 East "O" Street, Lincoln, Lancaster County, Nebraska. (R-06-0036)
- B. A resolution in the matter of County Special Permit No. 06016 requested by James and Wendy O'Brien, for authority to locate and live in a mobile home while building a permanent residence on property generally located at SW 119th Street and West Midway Road, Lancaster County, Nebraska. (R-06-0033)
- C. A resolution in the matter of County Special Permit No. 06009, requested by Jim and Phyllis Chambers, for authority to develop 16 residential acreages on property generally located at South 54th Street and Wittstruck Road, Lancaster County, Nebraska. (R-06-0034)

6) **NEW BUSINESS CONTINUED:**

- D. A resolution in the matter of an application for Corporate Manager for Jason R. Thiesen in connection with a Class ID (Spirits, Wine, beer, On and Off Sale) liquor license held by Firethorn Golf Company, L.L.C. d/b/a Firethorn Golf Club located at 9301 Firethorn Lane, Lincoln, Lancaster County, Nebraska. (R-06-0035)
- E. A resolution authorizing the installation of traffic signs at the following locations: (R-06-0037)
- ▶ A "Reduced Speed Ahead" sign on Northwest 105th Street, 1,600 feet south of West Bluff Road for southbound traffic
 - ▶ A "35 Mile Per Hour Speed Limit" sign on Northwest 105th Street 1,800 feet south of West Bluff Road for southbound traffic
 - ▶ A "50 Mile Per Hour Speed Limit" sign on Northwest 105th Street 1,800 feet south of West Bluff Road for northbound traffic
- F. A program resolution regarding the reconstruction of South 68th Street from Hickman Road to Roca Road. The resolution requests the Nebraska Department of Roads to program for Federal funding of the project. The estimated cost of the project is \$1,070,000. (R-06-0038)
- G. A contract with Hartmann Construction Company, in the total amount of \$207,993.44, to grade Rokeby Road from South 56th to South 70th Streets (Part I) and the intersection of Northwest 70th and West Adams Streets (Part II) to meet current standards. Work will begin on Part I on or before May 22, 2006 and be completed within 40 working days. Work on Part II will begin on or before July 24, 2006 and be completed within 20 working days. (C-06-0144)
- H. A grant contract with St. Monica's, in the amount of \$31,924, for funding for partial care and short term residential treatment, drug testing and staff coordination for those clients referred from Lancaster County's Drug Court. Term of the grant contract is December 1, 2005 through June 30, 2006. (C-06-0145)
- I. A contract with Whitehead Oil Company for annual requirements for small load motor fuel for the County Engineering Department. Term of the contract begins on March 1, 2006 and ends February 28, 2009 with an option to renew for an additional three year period with mutual consent. Unit prices and products are outlined in Specification 06-054. (C-06-0150)
- J. Authorization for the Chair of the Lancaster County Board to sign an Environmental Assessment Checklist for the U.S. Department of Housing and Urban Development relating to RRJ, LLC d/b/a Legacy Dairy and Creamery. (C-06-0151)

6) **NEW BUSINESS CONTINUED:**

- K. Renewal of a maintenance agreement with Environmental Systems Research Institute, Inc. (ESRI), in the amount of \$15,863.01, for the ARC/Info Software that is used by the County Engineer's and County Assessor/Register of Deeds' Geographic Information System (GIS) system. The agreement covers technical support, software upgrades and User Conference registrations requested by the County Engineer and County Assessor/Register of Deeds for their GIS system. Term of the agreement is July 21, 2006 through July 20, 2007. (C-06-0146)
- L. A sub-grant award agreement between Lancaster County and the Nebraska Emergency Management Agency (NEMA), in the amount of \$45,456, for the Department of Homeland Security Grant Program for fiscal year 2006.
- M. Recommendation from the Purchasing Agent and the Lancaster County Noxious Weed Control Superintendent to award a bid to Pro Mow, Big Red Lawn Care, Inc., DeAngelo Brothers, Inc. and Lee's Lawn Maintenance for annual weed control services within the County and for the City of Lincoln weed abatement program at rates as specified in the bid. (B-06-0017)
- N. Recommendation from the Purchasing Agent and the County Engineer to award a bid to Micheels Construction Company, in the amount \$54,272, for armor coat on Southwest 114th Street; Project No. 06-39. (B-06-0018)
- O. Acceptance and approval of a Temporary Retirement Buyout Program application and agreement with Rodney T. Jacobs, a Lancaster County Deputy Sheriff.
- P. Reappointment of Lynette Nelson to the Lancaster County Board of Zoning Appeals for a five year term, expiring March 31, 2011.

7) **CONSENT ITEMS:** *These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:*

- A. Receive and Place on File:
 - 1. Noxious Weed Control Authority's Monthly Report for March, 2006.
 - 2. Noxious Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for March, 2006.
 - 3. County Attorney's Quarterly Report for January, 2006 through March, 2006.

7) **CONSENT ITEMS CONTINUED:**

- B. Setting of a public hearing for Tuesday, May 2, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an increase in appropriations for the County Property Management Fund and Families First and Foremost Fund. The original Property Management Fund budget of \$1,042,728 needs to be increased \$152,000 due to unanticipated repairs to Trabert Hall and a rate increase for gas and electricity not anticipated at the time the budget was adopted. The Families First and Foremost Fund budget of \$4,093,373 needs to be increased by \$3,000 to allow for the final transfer of all funds.
- C. Setting of public hearings for Tuesday, May 9, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
1. County Board of Zoning Appeals, Appeal No. 06001, requested by Marcia Murray, for a variance to the lot area, width and minimum frontage on property located at 2840 West Martell Road, Lancaster County, Nebraska.
 2. County Final Plat No. 05097, Four Stones Addition, requested by Craig Gana, for 14 lots and five outlots on property generally located in the mile section bounded by Southwest 14th Street to Southwest 29th Street and West Stagecoach Road to West Panama Road, Lancaster County, Nebraska.
 3. County Special Permit No. 06020, requested by Ed and Linda Stich, for authority to operate a veterinary facility on property generally located at North 84th Street and Branched Oak Road, Lancaster County, Nebraska.
- D. Setting of a public hearing for Tuesday, May 16, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an application for Corporate Manager for Holly Christine Horsham and a new application for a Class I (Spirits, Wine, Beer, On Sale Only) liquor license from Ely's Service, Inc. d/b/a Marina Bay Grill (formerly Castaways Bar & Grill on Branched Oak) located at 10005 West Davey Road, Raymond, Lancaster County, Nebraska.
- E. Requests from the following individuals to voluntarily participate in the Lancaster County Retirement Plan having met the requirements:
- ▶ Annie Smith, an employee with the Corrections Department
 - ▶ Michelle L. Wiseman, an employee with the Community Mental Health Center

7) **CONSENT ITEMS CONTINUED:**

F. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:

- ▶ Kevin M. and Marie A. McCoy, in the amount of \$80, on West "A" Street from Southwest 84th Street to the Burlington Northern Sante Fe Railroad; Project C55-M-405(1). (C-06-0147)
- ▶ Bradley L. and Stacey A. Fuehrer, in the total amount of \$4,401, on West "A" Street from Southwest 84th Street to the Burlington Northern Sante Fe Railroad; Project C55-M-405(1). (2 contracts) (C-06-0148 and C-06-0149)

8) **PENDING:** *Items currently on pending may be removed at the discretion of the Board and scheduled for action on a regular Board of Commissioners agenda following a two week notification period.*

- A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Placed on pending September, 2004.)
- B. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Remove from pending on October 18, 2006.)
- C. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Remove from pending on October 18, 2006.)
- D. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Remove from pending on October 18, 2006.)
- E. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Remove from pending on October 18, 2006.)

8) **PENDING CONTINUED:**

- F. A resolution in the matter of County Change of Zone No. 05063, from AG Agricultural District to AGR Agricultural Residential District, requested by Steven Schmidt, on property generally located southeast of the corner of North 105th Street and Alvo Road/Highway 34 in Lancaster County, Nebraska. (R-05-0140) (Remove from pending on October 18, 2006.)

9) **EMERGENCY ITEMS AND OTHER BUSINESS:**

10) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, April 27, 2006 beginning at 8:30 a.m. in Room 113 located on the first floor of the County-City Building, 555 South 10th Street, Lincoln, Nebraska.
- B. Public hearings will be held on Tuesday, May 2, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, located on the first floor of the County-City Building regarding the following:
1. An application for Corporate Manager for James W. Partington and a new application for a Class Y (Farm Winery) liquor license for Deer Springs Winery, L.L.C. d/b/a Deer Springs Winery, located at 16255 Adams Street, Lincoln, Lancaster County, Nebraska.
 2. An application for Corporate Manager for Toni L. Parker and a new application for a Class D (Beer, Wine & Distilled Spirits, Off Sale Only) liquor license for Blue Collar Liquor, Inc. d/b/a Blue Collar Liquor, 13940 "O" Street, Unit 1B, Lincoln, Lancaster County, Nebraska.
- C. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

11) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

**AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 25, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 18, 2006. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 2 additions and deductions to the tax assessment rolls per Attachment "A".

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

First Church of the Nazarene
Grace Lutheran Church
Lincoln Baptist Church
Reach Out Christian Center

- 4) **ADJOURNMENT:**

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